

JUDGE THOMAS ZILLY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JAMES B. TURNER and JOANNE K. LIPSON, )  
husband and wife, )

Plaintiffs, )

v. )

FRASER'S BOILER SERVICE, INC., et al., )

Defendants. )

NO. 2:13-cv-01747

DEFENDANT ON MARINE SERVICES  
COMPANY, LLC, FERRO ENGINEERING  
DIVISION'S JOINER IN LOCKHEED  
SHIPBUILDING'S MOTION TO FILE TWO  
MOTIONS IN LIMINE

**NOTE ON MOTION CALENDAR:  
FRIDAY, NOVEMBER 1, 2013**

Defendant ON Marine Services Company, LLC ("ON Marine") hereby joins in Defendant Lockheed Shipbuilding Company's ("Lockheed Shipbuilding") request for leave to file a second motion in limine. The analysis in Lockheed Shipbuilding's motion applies equally to ON Marine. Moreover, ON Marine has additional concerns regarding Plaintiffs' proffered expert testimony, which are set forth in detail in ON Marine's pending motion for summary judgment and which may require briefing somewhat in excess of this Court's normal page limits. Accordingly, ON Marine asks that the Court grant it leave to file two motions in limine or, in the alternative, to file an over-length motion in limine.

//

1 DATED this 1st day of November, 2013.

2  
3 OGDEN MURPHY WALLACE, P.L.L.C.

4 By s/ Robert G. André  
5 Robert G. André, WSBA #13072  
6 Attorneys for Defendant  
7 ON Marine Services Company, LLC, Ferro  
8 Engineering Division  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**CERTIFICATE OF SERVICE**

I certify under the laws of the United States of America that on the 1st day of November, I electronically filed the Declaration of Kevin J. Whyte with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Matthew P. Bergman  
Bergman Draper Ladenburg  
614 First Avenue  
Third Floor  
Seattle, Washington 98104  
service@bergmanlegal.com  
**Attorneys for Plaintiffs**

Randy Aliment  
Williams Kastner & Gibbs  
601 Union Street  
Suite 4100  
P.O. Box 21926  
Seattle, Washington 98111-3926  
wkgasbestos@williamskastner.com  
**Attorneys for Seegott Holdings, Inc.**

Marissa Alkhazov  
Betts Patterson Mines  
701 Pike Street  
Suite 1400  
Seattle, Washington 98101  
betts-asbestos@bpmlaw.com  
**Attorneys for Pfizer, Inc.**

Gene Barton  
Karr Tuttle Campbell  
1201 Third Avenue  
Suite 2900  
Seattle, Washington 98101  
gbarton@karrtuttle.com  
**Attorneys for Todd Shipyards Corp.**

Mark J. Fucile  
Fucile & Reising  
115 Northwest 1<sup>st</sup> Avenue  
Suite 401  
Portland, Oregon 97209-4024  
mark@frllp.com  
**Attorneys for Owens-Illinois, Inc.**

Richard Gawlowski  
Wilson Smith Cochran & Dickerson  
901 Fifth Avenue  
Suite 1700  
Seattle, Washington 98164  
metlifeasbestos@wscd.com  
**Attorneys for Metropolitan Life Insurance Company**

Terry Hall  
Wolfstone Panchot & Bloch  
1111 Third Avenue  
Suite 1800  
Seattle, Washington 98101  
asbestos@wpblaw.com  
**Attorneys for Lone Star Industries, Inc.**

Laura Kruse  
Betts Patterson Mines  
701 Pike Street  
Suite 1400  
Seattle, Washington 98101  
betts-asbestos@bpmlaw.com  
**Attorneys for McCann Shields Paint Co.**

1 Mike Mattingly  
2 Rizzo Mattingly Bosworth  
3 411 Southwest 2<sup>nd</sup> Avenue  
4 Suite 200  
5 Portland, Oregon 97204  
6 recordsmanagement@rizzopc.com  
7 **Attorneys for Kelly Moore Paint Company,**  
8 **Inc.**

6 Barry N. Mesher  
7 Sedgwick LLP  
8 520 Pike Street  
9 Suite 2200  
10 Seattle, Washington 98101  
11 asbestos.seattle@sedgwicklaw.com  
12 **Attorneys for Crown Cork & Seal Company,**  
13 **Inc., Georgia-Pacific Corporation**

11 Katherine M. Steele  
12 Williams Kastner Gibbs  
13 601 Union Street  
14 Suite 4100  
15 Seattle, Washington 98101  
16 wkgasbestos@williamskastner.com  
17 **Attorneys for C.H. Murphy/Clark-Ullman,**  
18 **Inc., P-G Industries, Inc., Insulco, Inc.**

16 Mark Tuvim  
17 Gordon & Rees, LLP  
18 701 Fifth Avenue  
19 Suite 2130  
20 Seattle, Washington 98104  
21 asbestos-sea@gordonrees.com  
22 **Attorneys for Asbestos Corporation Limited,**  
23 **Hedman Resources Limited**

22 J. Scott Wood  
23 Foley & Mansfield  
24 800 Fifth Avenue  
25 Suite 3850  
26 Seattle, Washington 98104  
asbestos-sea@foleymansfield.com  
**Attorneys for Lone Star Industries**

Diane Kero  
Gordon Thomas  
600 University Street  
Suite 2100  
Seattle, Washington 98101  
service@gth-law.com  
**Attorneys for Foseco, Inc., Union Carbide**  
**Corporation**

Melissa K. Roeder  
Forsberg & Umlauf  
901 Fifth Avenue  
Suite 1400  
Seattle, Washington 98164  
asbestos3@forsberg-umlau.com  
**Attorneys for Fraser's Boiler Service, Inc.**

Timothy K. Thorson  
Carney Badley Smith & Spellman  
701 Fifth Avenue  
Suite 3600  
Seattle, Washington 98104  
asbestos@carneylaw.com  
**Attorneys for Saberhagen Holdings, Inc.**

Jeffrey Wolf  
Williams Kastner & Gibbs  
601 Union Street  
Suite 4100  
P.O. Box 21926  
Seattle, Washington 98111-3926  
wkgasbestos@williamskastner.com  
**Attorneys for Hanson Permanente Cement,**  
**Inc., Kaiser Gypsum Company, Inc.**

1 DATED this 1st day of November, 2013.

2  
3 /s/Robert G. André  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26